



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

December 23, 2016

System No. 3210004

Certified Mail

No. 7012 3460 0003 1112 8458

Quincy Community Services District
900 Spanish Creek Road
Quincy, CA 95971

TRANSMITTAL OF CITATION NO. 01-02-16C-033

Dear Mr. Sullivan,

The State Water Resources Control Board, Division of Drinking Water, has issued the Quincy Community Services District water system a citation, which is attached.

If you have any questions regarding this matter, please call Stephen Rooklidge at (530) 224-2413 or me at (530) 224-4800.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael J. McNamara".

Michael J. McNamara, P.E.
Lassen District Engineer
Drinking Water Field Operations Branch

cc: Gerald Sipe, Plumas County Environmental Health Department

Enclosure: Citation No. 01-02-16C-033
Compliance Certification Form

sjr \ 3210004 Quincy CSD \ File: Enforcement

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | www.waterboards.ca.gov

STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Quincy Community Services District
900 Spanish Creek Road
Quincy, CA 95971

ATTN: Larry Sullivan – General Manager

**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,
TITLE 22, SECTION 64426.1(b) AND 64424(d) - WATER SYSTEM NO. 3210004**

CITATION NO. 01-02-16C-033

Issued on December 23, 2016

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter "California SDWA"), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Quincy Community Services District (hereinafter, District) (900 Spanish Creek Road, Quincy, CA 95971) water system for violation of California Code of Regulations (CCR), Title 22, Sections 64424(d) and 64426.1(b)(2).

APPLICABLE AUTHORITIES**Section 116650 of California Health and Safety Code provides:**

(a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.

(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.

(c) A citation may specify a date for elimination or correction of the condition constituting the violation.

(d) A citation may include the assessment of a penalty as specified in subdivision (e).

(e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

California Code of Regulations, Title 22, Section 64424 provides, in relevant parts:

(d) If a public water system for which fewer than five routine samples/month are collected has one or more total coliform-positive samples,



1 the water supplier shall collect at least five routine samples the following
2 month.

3
4 **California Code of Regulations, Title 22, Section 64426.1 provides, in relevant**
5 **part:**

6 (b) A public water system is in violation of the total coliform MCL
7 [maximum contaminant level] when any of the following occurs:

8 (2) For a public water system which collects fewer than 40 samples per
9 month, more than one sample collected during any month is total coliform-
10 positive;

11
12 **California Code of Regulations, Title 22, Section 64426 of the California Code of**
13 **Regulations states in part:**

14 (a) Any of the following criteria shall indicate a possible significant rise in bacterial
15 count:

16 (3) A system fails the total coliform Maximum Contaminant Level (MCL)
17 as defined in Section 64426.1.

18 (b) When the coliform levels specified in subsection (a) are reached or exceeded,
19 the water supplier shall:

20 (2) Submit to the State Board information on the current status of physical
21 works and operating procedures which may have caused the elevated
22 bacteriological findings, or any information on community illness suspected of
23 being waterborne. This shall include, but not be limited to:

24 (A) Current operating procedures that are or could potentially be related to
25 the increase in bacterial count;

26 (B) Any interruptions in the treatment process;

27 (C) System pressure loss to less than 5 psi;



- 1 (D) Vandalism and/or unauthorized access to facilities;
2 (E) Physical evidence indicating bacteriological contamination of facilities;
3 (F) Analytical results of any additional samples collected, including source
4 samples;
5 (G) Community illness suspected of being waterborne; and
6 (H) Records of the investigation and any action taken.
7

8 **STATEMENT OF FACTS**

9 The District is located on Highway 89, approximately 75 miles northeast of Oroville.
10 The domestic water system is classified as a community water system. As such, the
11 District is required to collect two routine bacteriological samples during each month.
12 On August 1 and 3, 2016, routine bacteriological samples were collected from the
13 District's distribution system, which were found to contain total coliform bacteria. A
14 repeat bacteriological sample collected on August 5, 2016, was also found to contain
15 total coliform bacteria. The water distribution system was then flushed and resampled
16 and all samples were negative for presence of total coliform bacteria. The District
17 issued public notification until the samples were negative for total coliform. The
18 District collected two routine samples from the distribution system the following
19 month, and all samples were also negative. No cause for the contamination was
20 found.
21

22 **DETERMINATIONS**

23 Based on the above Statement of Facts, the Division has determined that the District
24 violated Section 64426.1(b)(2), Title 22, of the CCR, in that the District exceeded the
25 total coliform MCL during the month of August 2016.
26

27 Based on the above Statement of Facts, the Division has determined that the District



1 violated Section 64424(d), Title 22, of the CCR, in that the District did not collect all
2 routine samples within the following month of being notified of the positive result.

3
4 **DIRECTIVES**

5 The District is hereby directed to take the following actions:

- 6
7 1. Comply with Section 64426.1 and 64424, Title 22, of the CCR in all future
8 monitoring periods.
9 2. Perform a Level 1 Assessment at the site of the positive total coliform bacteria
10 sample stations and return the assessment results to the Division by **January**
11 **15, 2017**, in accordance with CCR, Title 22, Section 64426.
12 3. Complete and return Attachment 'B' entitled "Compliance Certification" by
13 **January 15, 2017**.

14
15 All documents required by this Citation to be submitted to the Department shall be
16 submitted to the following address:

17
18 Michael J. McNamara, P. E.
19 Lassen District Engineer
20 State Water Resources Control Board
21 Division of Drinking Water
22 364 Knollcrest Drive, Suite 101
23 Redding, CA 96002
24

25 As used in this Citation, the date of issuance shall be the date of this Citation; and the
26 date of service shall be the date of service of this Citation, personal or by certified
27 mail, on the Water System
28



1 Nothing in this Citation relieves the District of its obligation to meet the requirements
2 of Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe Drinking
3 Water Act), or any regulation, permit, standard or order issued or adopted thereunder.

4
5 The Division reserves the right to make such modifications to this Citation, as it may
6 deem necessary to protect public health and safety. Such modifications may be
7 issued as amendments to this Citation and shall be effective upon issuance.

8
9 **PARTIES BOUND**

10 This Citation shall apply to and be binding upon the District, its officers, directors,
11 shareholders, agents, employees, contractors, successors, and assignees.

12
13 **SEVERABILITY**

14 The Directives of this Citation are severable, and the District shall comply with each
15 and every provision thereof, notwithstanding the effectiveness of any other provision.

16
17 **FURTHER ENFORCEMENT ACTION**

18 The California SDWA authorizes the Board to: issue citation with assessment of
19 administrative penalties to a public water system for violation or continued violation of
20 the requirements of the California SDWA or any permit, regulation, or order issued or
21 adopted thereunder including, but not limited to, failure to correct a violation identified
22 in a citation or compliance order. The California SDWA also authorizes the Board to
23 take action to suspend or revoke a permit that has been issued to a public water
24 system if the system has violated applicable law or failed to comply with an order of
25 the Board; and to petition the superior court to take enforcement measures against a
26 public water system that has failed to comply with an order of the Board. The Board
27 does not waive any further enforcement action by issuance of this citation.



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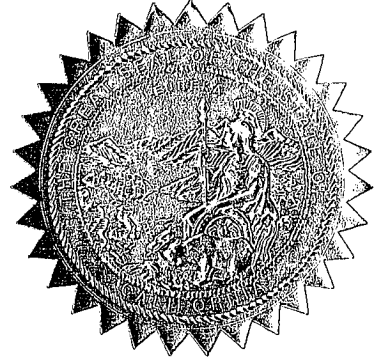
12-23-2016

Date

Michael J. McNamara

Michael J. McNamara, P.E.
Lassen District Engineer
Division of Drinking Water
State Water Resources Control Board

CERTIFIED MAIL 7012 3460 0003 1112 8458



COMPLIANCE CERTIFICATION

Citation Number: **01-02-16C-033**

Name of Water System: **Quincy CSD**

System Number: **3210004**

As required by Section 116450 of the California Health and Safety Code, I certify that the users of the water supplied by this water system were notified of the violations of Title 22, California Code of Regulations (CCR) for the compliance period of September 2016. In addition, I certify that the Quincy CSD water system complied with the directives of this citation as indicated below:

<u>Required Action</u>	<u>Date Completed</u>
Public Notification, as required by Directive 2	_____
_____	_____
Signature of Water System Representative	Date

Attach a copy of the notice posted within the water system, a copy of the notice published in the newspaper or posted on the internet.

THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT NO LATER THAN JANUARY 15, 2017.

Disclosure: Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.